

2005). Accordingly, enclosed herewith is a Petition for Extension of Time (one month) and the appropriate fee to extend to the period for response through February 14, 2005 (February 13, 2005 being a Sunday).

REMARKS

In the aforementioned Advisory Action, the Examiner refused entry of the Reply and Amendment mailed January 13, 2005, because he believed that it raised new issues that would require further consideration and/or search. The Examiner listed the following specific examples from the January 13, 2005 Amendment which he says raised new issues:

A) In claim 32, “a plenum for delivering heated air from the heating means...”; “...said plenum beign (sic) formed either internal or external to the chamber...”; and “...a means for returning air from the interior of the chamber...”;

B) In claim 33, “...said means for returning air comprises a second plenum, said plenum and said second plenum cooperating with each other and with said fan to more completely circulate the air...”;

C) In claim 39, “...said heater has an inlet for allowing the second plenum to communicate with the heater thereby directing air into the heater and an output for allowing the plenum to communicate with the heater thereby directing heated air”;

D) In claim 40, “...said heater output and input are connected to said plenum and to said second plenum respectively...”; and

E) In claim 44, “...said means for heating including at least one plenum and a heater...”.

Applicant respectfully disagrees with the Examiner's opinion that the Reply mailed on January 13, 2005, raised new issues which would require further consideration and/or search.

Applicant respectfully submits that every one of the aforementioned examples listed by the Examiner was included in a claim submitted with the original application or was included in a claim submitted before the mailing of the Final Office Action. For example, the phrase the Examiner claims raised new issues in amended claim 32 ("a plenum for delivering heated air from the heating means") was expressly set forth in original claim 49. As such, the Examiner presumably searched for this feature BEFORE the submission of the Reply and Amendment dated January 13, 2005, and the inclusion of this feature in amended claim 32 in the Reply mailed January 13, 2005, could NOT have raised new issues! Therefore, the Examiner improperly refused entry of the Reply and Amendment mailed January 13, 2005.

Unfortunately, Applicant has no recourse but to file this RCE. In connection with this RCE, the Applicant respectfully requests that the Examiner enter the Reply and Amendment mailed January 13, 2005.

CONCLUSION

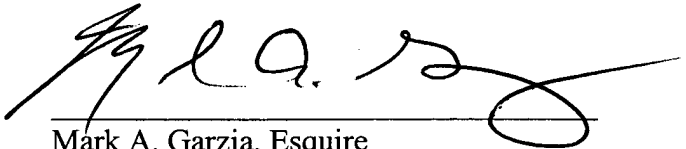
In view of the above, Applicant respectfully requests that the Examiner enter the Reply and Amendment mailed January 13, 2005, reconsider the application in view of the Reply and

Amendment mailed January 13, 2005, withdraw the rejections set forth in the Final Office Action dated October 13, 2004, and issue a Notice of Allowance for claims 32-52.

Respectfully submitted,

Daniel P. Topp

Date: 14 FEB 2005



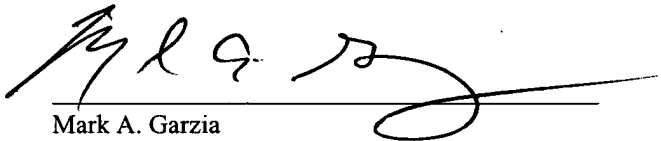
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CERTIFICATE OF MAILING

I hereby certify that this communication, along with any paper or fee indicated as being enclosed, is being deposited with the United States Postal Service as First Class Mail, postage prepaid, and addressed to the Mail Stop - RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Date: February 14, 2005



Mark A. Garzia